



U.S. Department of Justice

United States Attorney
Southern District of New York

50 Main Street, Suite 1100
White Plains, New York 10606

August 29, 2023

BY ECF

The Honorable Andrew E. Krause
United States District Judge
Southern District of New York
The Hon. Charles L. Bricant Jr.
Federal Building and United States Courthouse
White Plains, New York 10601

**Re: *United States v. Mario Elpidio Chavez Millan*, 23 Cr. 451
Application to Exclude Time**

Dear Judge Krause:

The Government respectfully requests that the Court exclude the time between August 30, 2023 and September 7, 2023, under the Speedy Trial Act. *See* 18 U.S.C. § 3161(h)(7).

On August 29, 2023, an Indictment was returned against the defendant. The parties have since requested that an arraignment be scheduled before the Honorable Victoria Reznik, United States Magistrate Judge, on September 7, 2023. The Government submits that an exclusion of time between August 30, 2023 and September 7, 2023 would serve the interests of justice by both allowing the defendant time to speak to his counsel and giving the parties an opportunity to discuss a potential pretrial disposition of this matter.

The Government has conferred with defense counsel, and the defense does not object to this request.

APPLICATION GRANTED. Time is excluded under the Speedy Trial Act until September 7, 2023. For the reasons set forth in the application, the ends of justice served by granting the exclusion of time outweigh the best interest of the public and the defendant in a speedy trial.
Dated: August 30, 2023

SO ORDERED.

Respectfully submitted,

DAMIAN WILLIAMS
United States Attorney

By: /s/ David A. Markewitz
David A. Markewitz
Assistant United States Attorney
(914) 993-1920

ANDREW E. KRAUSE
United States Magistrate Judge